

POLICY STATEMENT

TENNESSEE BOARD OF ATHLETIC TRAINERS

UNLICENSED PRACTICE ENFORCEMENT

Every person who practices, or has practiced as an athletic trainer without possessing a license issued by the Board, unless that person is exempted pursuant to Tenn. Code Ann. §63-24-103, is in violation of the law and subject to the assessment of civil penalties. In an effort to avoid these matters being forwarded to the Department of Health's Office of General Counsel for full prosecution and the possibility of more severe sanctions, any complaint involving a non-exempt individual practicing as an athletic trainer without a license may be settled, and if appropriate, an authorization to practice, or a license issued, upon payment of a civil penalty of fifty to one hundred dollars (\$50.00- \$100.00) for each week that the non-exempt person practiced as an athletic trainer without a license. If a licensed person previously practiced athletic training without a license, the civil penalty assessed shall also be fifty to one hundred dollars (\$50.00 to \$100.00) per week of unlicensed practice.

Furthermore, pursuant to Tenn. Code Ann. §63-24-110(c) the Board will assess a civil penalty in the amount of one hundred to two hundred dollars (\$100.00- \$200.00) per week against persons who have knowingly employed, contracted for or otherwise utilized unlicensed persons in the practice of athletic training, with or without compensation. Additionally, the Board will assess a civil penalty in the amount of five hundred to one thousand dollars (\$500.00- \$1,000.00) per week against all other entities who have knowingly employed, contracted for or otherwise utilized unlicensed persons in the practice of athletic training, with or without compensation. Any person or entity assessed such a civil penalty shall have the choice to pay the civil penalty imposed or to enter the formal disciplinary process by exercising their right to a contested case hearing before the Board.

ADOPTED BY THE BOARD OF ATHLETIC TRAINERS ON THE 5TH DAY OF MAY, 2016.